

LEGAL ISSUES

I. WHETHER THE EVIDENCE WAS SUFFICIENT TO ESTABLISH THE INTENT AND POSSESSION ELEMENTS OF DEFENDANT'S CONVICTION.

The trial court allowed the case to go to the jury for determination, denying Defendant's various motions for judgment of acquittal, finding that the State presented a prima facie case that Defendant knowing possessed child pornography as charged.

United States v. Flyer, 633 F.3d 911 (9th Cir. 2011).
2006). United States v. Kuchinski, 469 F.3d 853 (9th Cir.
2011). United States v. Moreland, 665 F.3d 137 (5th Cir.
2011). United States v. Dobbs, 629 F.3d 1199 (10th Cir.
U.S.C.A. Const.Amend. 14.
SDCL § 22-24A-3(3).